



Atty. Dkt. No. 053466-0201

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Applicant: Tadmitsu KISHIMOTO et al.  
Title: PHARMACEUTICAL  
COMPOSITION FOR  
TREATMENT OF DISEASES  
CAUSED BY IL-6 PRODUCTION  
Appl. No.: 08/817,507  
Filing Date: 4/17/1997  
Examiner: Karen A. CANELLA  
Art Unit: 1642

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**TRANSMITTAL OF BRIEF ON APPEAL**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals from the decision of the final rejection dated September 10, 2002, and the Advisory Action dated August 11, 2003, of the Examiner finally rejecting claims 15 and 24-28. The Notice of Appeal was filed on **March 10, 2003**. Applicants now transmit herewith a brief in support of the appeal along with an appropriate extension of time as follows:

[  ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[  ] Brief On Appeal

[  ] To be paid as detailed below

10/16/2003 MAHMED1 00000024 08817507  
02 FC:1255 2010.00 OP

The required fees are calculated below:

[ X ]	Brief On Appeal Fee	\$330.00
[ X ]	Extension for response filed within the fifth month:	\$2,010.00
[ ]	Extension:	\$0.00
	FEE TOTAL:	\$2,340.00
[ ]	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$2,340.00

- [ ] Please charge Deposit Account No. 19-0741 in the amount of \$2,340.00 . A duplicate copy of this transmittal is enclosed.
- [ X ] A check in the amount of \$2,340.00 is enclosed.
- [ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Oct. 10, 2003

By Jacqueline D. Wright

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